

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

JENNIFER MILES,

Plaintiff,

vs.

BELLFONTAINE HABILITATION
CENTER,

Defendant.

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Case No. 4:06CV00110MLM

ORDER

On April 11, 2006 the Honorable Stephen N. Limbaugh dismissed this action for the reasons stated in defendant's Motion to Dismiss. [Doc. 16] However, unbeknownst to Judge Limbaugh and this court, plaintiff and defendant filed their consent to jurisdiction by United States Magistrate Judge on April 6, 2006 and plaintiff filed the court ordered Response to defendant's Motion to Dismiss on April 7, 2006. These documents were not docketed by the Clerk's Office as of the date of Judge Limbaugh's Order of Dismissal. Therefore, the court will vacate Judge Limbaugh's dismissal and this case will proceed in the usual manner.

Accordingly,

IT IS HEREBY ORDERED that the Order of Dismissal of this case is **VACATED** and this case shall be **RE-OPENED** forthwith. [Doc.16]

IT IS FURTHER ORDERED that defendant shall have until **April 21, 2006** to Reply to plaintiff's Response to Defendant's Motion to Dismiss.

/s/Mary Ann L. Medler
MARY ANN L. MEDLER
UNITED STATES MAGISTRATE JUDGE

Dated this 13th day of April, 2006.

